



**COUNTY OF LOS ANGELES**  
**DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

**GAIL FARBER, Director**

January 07, 2014

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

37 January 7, 2014

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**RESOLUTION OF SUMMARY VACATION  
PORTION OF BREA CANYON CUTOFF COURT  
WEST OF BREA CANYON CUTOFF ROAD  
IN THE UNINCORPORATED COMMUNITY OF ROWLAND HEIGHTS  
(SUPERVISORIAL DISTRICT 4)  
(3 VOTES)**

**SUBJECT**

This action will allow the County of Los Angeles to vacate an easement for public road and highway purposes on Brea Canyon Cutoff Court west of Brea Canyon Cutoff Road in the unincorporated community of Rowland Heights that is no longer needed for public use. The vacation has been requested by the underlying property owner to allow for modified road improvements.

**IT IS RECOMMENDED THAT THE BOARD:**

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that a portion of Brea Canyon Cutoff Court west of Brea Canyon Cutoff Road in the unincorporated community of Rowland Heights is excess with no in-place public utility facilities and not required for street and highway purposes and that it may, therefore, be vacated pursuant to Section 8334(a) of the California Streets and Highways Code.
3. Find that a portion of Brea Canyon Cutoff Court west of Brea Canyon Cutoff Road in the unincorporated community of Rowland Heights is not useful as a nonmotorized transportation facility pursuant to Section 892 of the California Streets and Highways Code.

4. Adopt the Resolution of Summary Vacation.

5. Upon approval, authorize the Director of Public Works to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles to vacate a portion of Brea Canyon Cutoff Court west of Brea Canyon Cutoff Road (Easement) in the unincorporated community of Rowland Heights, since it no longer serves the purpose for which it was dedicated and is not required for public use.

#### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The vacation of the Easement will result in added revenue through assessment and taxation and reduce the County's exposure to potential liability.

#### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The vacation of the Easement will not have a negative fiscal impact on the County's budget. The applicant has paid a \$1,000 fee to defray the expense of the investigation. This amount has been deposited into the Road Fund. The fee was authorized by the Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321(d) of the California Streets and Highways Code.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The area to be vacated contains approximately 1,720 square feet and is shown on the map that is attached to the enclosed Resolution of Summary Vacation.

The County's interest in the Easement was acquired in 2011 by dedication in Tract No. 54341, filed in Book 1367, pages 50, 51, and 52, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles as an easement for public road and highway purposes.

Mr. Kevin Tsai, on behalf of Harmony Family Limited, the underlying property owner, requested the vacation of the Easement to allow for modified road improvements.

The California Streets and Highways Code Section 8334(a) provides that the legislative body of a local agency may summarily vacate any excess right of way of a street or highway not required for street or highway purposes.

The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Easement and will result in the property being unencumbered by the Easement and available to the property owner for use without restriction of the Easement.

**ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will allow for additional property taxes through the vacation of the excess road easement.

**CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of the Board's minute order. Retain one original for your files.

Respectfully submitted,



GAIL FARBER

Director

GF:SGS:mr

Enclosures

- c: Auditor-Controller (Accounting Division - Asset Management)
- Chief Executive Office (Rita Robinson)
- County Counsel
- Executive Office

**RESOLUTION OF SUMMARY VACATION  
PORTION OF BREA CANYON CUTOFF COURT  
WEST OF BREA CANYON CUTOFF ROAD**

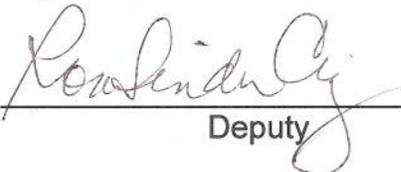
THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES  
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for public road and highway purposes (hereinafter referred to as the Easement) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement west of Brea Canyon Cutoff Road is located in the unincorporated community of Rowland Heights in the County of Los Angeles, State of California.
2. The Easement has been determined to be excess with no in-place public utility facilities and not required for street or highway purposes.
3. The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.
4. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8330.
5. The Director of Public Works, or her designee, is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement will no longer be a public easement.
6. From and after the date this resolution is recorded, the Easement will no longer constitute a street, highway, or public service easement.

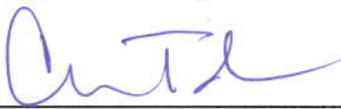
The foregoing resolution was on the 7<sup>th</sup> day of January, 2014, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

JOHN F. KRATTLI  
County Counsel

By   
Deputy

SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By   
Deputy



RA:mr

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**EXHIBIT A**

Project Name: **BREA CANYON CUTOFF COURT  
WEST OF BREA CANYON  
CUTOFF ROAD 9-1VAC**

A.M.B. 8269-017-035

T.G. 679-F6

I.M. 099-317

R.D. 417

S.D. 4

P.C.A. M1388104

**LEGAL DESCRIPTION**

**PARCEL NO. 9-1VAC** (Vacation of easement for public road and highway purposes):

That portion of Brea Canyon Cutoff Court, 60 feet wide and variable width, as shown on map of Tract No. 54341, filed in Book 1367, pages 50, 51, and 52, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, within a strip of land 9.50 feet wide, the southwesterly sideline of said strip being described as follows:

Commencing at the northwesterly terminus of that certain curve concave to the northeast and having a radius of 180.00 feet in the southwesterly sideline of said Brea Canyon Cutoff Court; thence southeasterly along said curve through a central angle of 11°47'36", an arc distance of 37.05 feet to the TRUE POINT OF BEGINNING; thence continuing southeasterly along said curve through a central angle of 59°11'16", an arc distance of 185.94 feet.

Containing 1,720± square feet

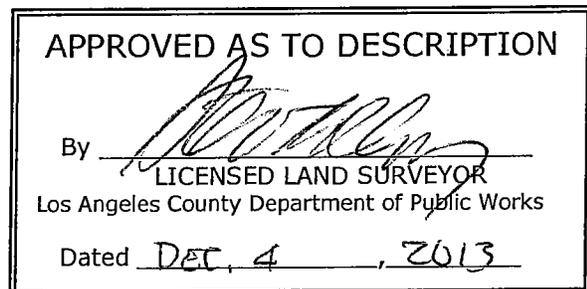
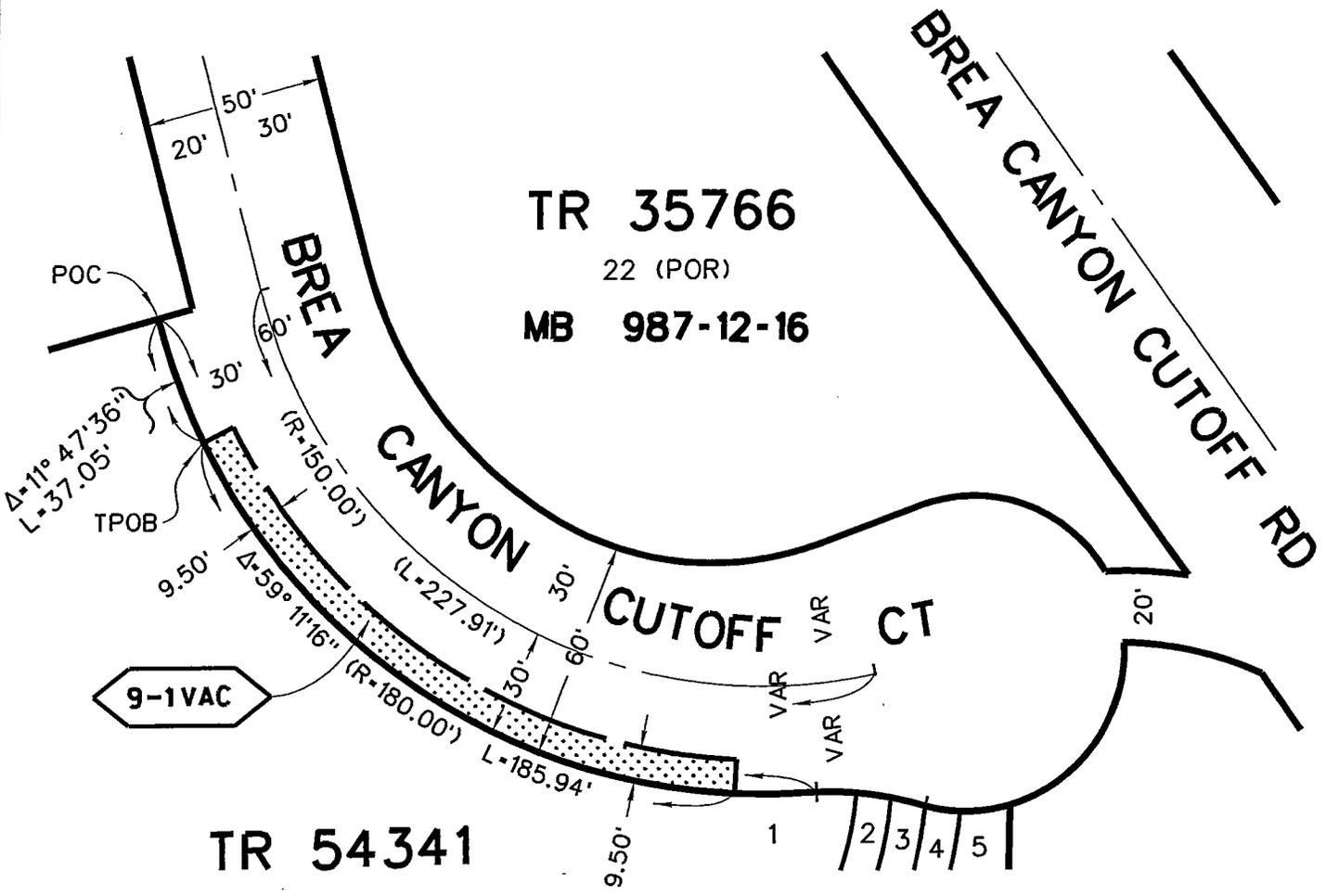


EXHIBIT B

TR 35766

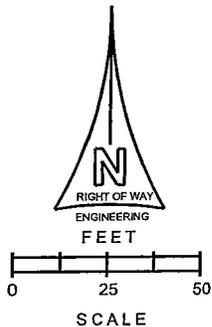
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MB 987-12-16



TR 54341

MB 1367-50-52



ALL IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF LOS ANGELES

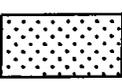
LOS ANGELES COUNTY DEPARTMENT OF PUBLIC WORKS  
SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

BY  DEC. 4, 2013  
LICENSED SURVEYOR DATE

BREA CANYON CUTOFF COURT  
WEST OF  
BREA CANYON CUTOFF ROAD

T.G. 679-F6  
I.M. 099-317  
S.D. 4  
R.D. 417

LEGEND

 PROPOSED VACATION OF ROAD EASEMENT  
TOTAL AREA = 1,720± SQ.FT.  
  
( ) DENOTES RECORD DIMENSION

DATE 12-03-13	SCALE: 1" = 50'	A.I.N 8269-017-035
PREPARED BY R. AVANCENA	PROJECT I.D. MPV000144	PROJECT NO. M1388104